///

///

26

27

28

Jeff Silvestri, Esq. (NSBN 5779) 1 Karyna M. Armstrong, Esq. (NSBN 16044) 2 MCDONALD CARANO LLP 2300 West Sahara Avenue, Suite 1200 3 Las Vegas, Nevada 89102 Telephone: (702) 873-4100 4 jsilvestri@mcdonaldcarano.com karmstrong@mcdonaldcarano.com 5 Attorneys for Defendant, Capital One, N.A., 6 successor-by-merger to Capital One Bank (USA), N.A. 7 UNITED STATES DISTRICT COURT 8 DISTRICT OF NEVADA 9 10 CYNTHIA WHEELER, Case No. 2:22-cv-01660-GMN-BNW 11 Plaintiff, v. MOTION FOR REMOVAL FROM 12 **CM/ECF SERVICE LIST AND** TRANS UNION, LLC, EXPERIAN PROPOSED ORDER GRANTING 13 INFORMATION SOLUTIONS, INC., **MOTION** EQUIFAX INFORMATION SERVICES, 14 LLC, AMERICA FIRST CREDIT UNION, CAPITAL ONE BANK (USA) N.A. AND 15 KOHL'S INC., 16 Defendants. 17 Defendant Capital One, N.A., successor-by-merger to Capital One Bank (USA), N.A. and 18 19 erroneously named as Capital One Bank (USA), N.A., (hereinafter, "Capital One"), by and 20 through its counsel of record, files this Motion for Removal from the CM/ECF System Service List (the "Motion") in the above-captioned matter. 21 /// 22 /// 23 /// 24 25 ///

1

2

3

4

5

6

7

8

9

10

11

13

14

15

16

17

18

19

25

26

27

28

The basis of this Motion is that Capital One has been dismissed from this action pursuant
to the Stipulation for Dismissal of Capital One, N.A., Successor-by-Merger to Capital One Bank
(USA), N.A., erroneously sued as Capital One Bank (USA) N.A. Without Prejudice (ECF No.
40).

Dated: April 4, 2023.

## McDONALD CARANO LLP

By: /s/ Karyna Armstrong Jeff Silvestri (NSBN 5779) Karyna M. Armstrong (NSBN 16044) 2300 West Sahara Avenue, Suite 1200

Las Vegas, Nevada 89102 Telephone: (702) 873-4100 jsilvestri@mcdonaldcarano.com karmstrong@mcdonaldcarano.com

Attorneys for Defendant, Capital One, N.A., successor-by-merger to Capital One Bank (USA), N.A.

## IT IS SO ORDERED:

UNITED STATES MAGISTRATE JUDGE

DATED: April 5, 2023

## **CERTIFICATE OF SERVICE**

I certify that I am an employee of McDonald Carano LLP, and that on the 4th day of April, 2023, a true and correct copy of the foregoing MOTION FOR REMOVAL FROM CM/ECF SERVICE LIST AND PROPOSED ORDER GRANTING MOTION was electronically filed with the Clerk of the Court by using CM/ECF service which will provide copies to all counsel of record registered to receive CM/ECF notification.

/s/ Marianne Carter

An employee of McDonald Carano LLP